

Case 16-20931-JAD Document 113 Filed 06/19/21 Entered 06/19/21 10:09:09 Desc Main  
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**Fill in this information to identify the case:**

Debtor 1 JAMES K LYNCH

Debtor 2 TINA I LYNCH  
(Spouse, if filing)

United States Bankruptcy Court for the: Western District of Pennsylvania

Case number 16-20931-JAD

**Form 4100R**

**Response to Notice of Final Cure Payment**

12/15

According to Bankruptcy Rule 3002.1(g), the creditor responds to the trustee's notice of final cure payment.

**Part 1: Mortgage Information**

**Name of Creditor:** The Bank of New York Mellon,  
f/k/a The Bank of New York as successor in interest to  
JPMorgan Chase Bank, N.A. as Trustee for NovaStar  
Mortgage Funding Trust, Series 2004-4, NovaStar Home  
Equity Loan Asset-Backed Certificates, Series 2004-4

**Court claim no. (if known):** 21

**Last 4 digits** of any number you use to identify the debtor's account: 3725

**Property address:** 6970 Rt 711  
Number Street  
\*Seward, PA 15954  
City State ZIP Code

**Part 2: Prepetition Default Payments**

*Check one:*

- ☒ Creditor agrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim.
- ☐ Creditor disagrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim. Creditor asserts that the total prepetition amount remaining unpaid as of the date of this response is:

\$ \_\_\_\_\_

**Part 3: Postpetition Mortgage Payment**

*Check one:*

- ☒ Creditor states that the debtor(s) are current with all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

The next postpetition payment from the debtor(s) is due on: 06/01/2021  
MM/DD/YYYY

- ☐ Creditor states that the debtor(s) are not current on all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

Creditor asserts that the total amount remaining unpaid as of the date of this response is:

a. Total postpetition ongoing payments due:

(a) \$ \_\_\_\_\_

b. Total fees, charges, expenses, escrow, and costs outstanding:

+(b) \$ \_\_\_\_\_

c. **Total.** Add lines a and b.

(c) \$ \_\_\_\_\_

Creditor asserts that the debtor(s) are contractually obligated for the postpetition payment(s) that first became due on:

06/01/2021  
MM/DD/YYYY

Debtor1 JAMES K LYNCH  
First Middle Last

Case number (if known) 16-20931-JAD

**Part 4: Itemized Payment History**

If the creditor disagrees in Part 2 that the prepetition arrearage has been paid in full or states in Part 3 that the debtor(s) are not current with all postpetition payments, including all fees, charges, expenses, escrow, and costs, the creditor must attach an itemized payment history disclosing the following amounts from the date of the bankruptcy filing through the date of this response:

- ☐ all payments received;
- ☐ all fees, costs, escrow, and expenses assessed to the mortgage; and
- ☐ all amounts the creditor contends remain unpaid.

**Part 5: Sign Here**

**The person completing this response must sign it. The response must be filed as a supplement to the creditor's proof of claim.**

Check the appropriate box::

- ☐ I am the creditor.  
☒ I am the creditor's authorized agent.

**I declare under penalty of perjury that the information provided in this response is true and correct to the best of my knowledge, information, and reasonable belief.**

Sign and print your name and your title, if any, and state your address and telephone number if different from the notice address listed on the proof of claim to which this response applies.

/s/Mario Hanyon Date 06/18/2021  
Signature

Print Mario Hanyon Title Attorney  
First Name Middle Name Last Name

Company Brock & Scott, PLLC

**If different from the notice address listed on the proof of claim to which this response applies:**

Address 302 Fellowship Road, Ste 130  
Number Street

Mount Laurel, NJ 08054  
City State ZIP Code

Contact phone 844-856-6646 x4560 Email pabkr@brockandscott.com

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**  
*Pittsburgh Division*

IN RE:

JAMES K LYNCH  
TINA I LYNCH

Case No. 16-20931-JAD

Chapter 13

THE BANK OF NEW YORK MELLON, F/K/A  
THE BANK OF NEW YORK AS SUCCESSOR  
IN INTEREST TO JPMORGAN CHASE BANK,  
N.A. AS TRUSTEE FOR NOVASTAR  
MORTGAGE FUNDING TRUST, SERIES 2004-  
4, NOVASTAR HOME EQUITY LOAN ASSET-  
BACKED CERTIFICATES, SERIES 2004-4,

Movant

vs.

JAMES K LYNCH  
TINA I LYNCH,  
Debtor,

RONDA J WINNECOUR

Respondent

**CERTIFICATE OF SERVICE OF RESPONSE TO NOTICE OF FINAL CURE PAYMENT**

I certify under penalty of perjury that on June 19, 2021, I served or caused to be served the Response to Notice of Final Cure Payment on the parties at the addresses shown below or on the attached list.

The type(s) of service made on the parties (first-class mail, electronic notification, hand delivery, or another type of service) was:

Via CM/ECF electronic notice:

LAW OFFICES OF KENNY P. SEITZ  
P.O. BOX 211  
LIGONIER, PA 15658  
*Counsel for Debtor*

RONDA J WINNECOUR  
SUITE 3250, USX TOWER  
600 GRANT STREET  
PITTSBURGH, PA 15219  
*Chapter 13 Trustee*

OFFICE OF THE UNITED STATES TRUSTEE  
LIBERTY CENTER  
1001 LIBERTY AVENUE, SUITE 970  
PITTSBURGH, PA 15222  
*US Trustee*

Via First Class Mail:

JAMES K LYNCH  
6970 ROUTE 711  
SEWARD, PA 15954

RONDA J WINNECOUR  
SUITE 3250, USX TOWER  
600 GRANT STREET  
PITTSBURGH, PA 15219  
*Chapter 13 Trustee*

TINA I LYNCH  
6970 ROUTE 711  
SEWARD, PA 15954  
*Debtor*

If more than one method of service was employed, this certificate of service groups the parties by the type of service. For example, names and addresses of parties served by electronic notice will be listed under the heading "Via CM/ECF electronic notice" and those served by mail will be listed under the heading "Via First Class Mail".

EXECUTED ON: June 19, 2021

/s/ Mario Hanyon

Mario Hanyon  
(Bar No. 203993)  
Attorney for Creditor  
BROCK & SCOTT, PLLC  
302 Fellowship Road, Ste 130  
Mount Laurel, NJ 08054  
Telephone: 844-856-6646 x4560  
Facsimile: 704-369-0760  
E-Mail: pabkr@brockandscott.com